

LAND RECLAMATION COMMISSION

STATE OF MISSOURI

P.O. BOX 176

JEFFERSON CITY, MISSOURI 65102

573-751-4041

Permit To Engage in Surface Mining

LAND RECLAMATION COMMISSION

ISSUES TO MATHIS CONSTRUCTION

Pursuant to "The Land Reclamation Act," RSMo, 2001, and on conformity with the statements

In the application, a permit is hereby granted to engage in surface mining of
sand & gravel in the state of Missouri. The extent of the

Proposed mining operation(s) will be on five acres, more or less.

The locations of the operation(s) under this permit is/are as follows: Renewal

County	Section	Township	Range	Acres Renewed	Acres New	Total Acres	Site/Stream Name	Site Number
Phelps	06	34N	09W	1	0	1	Site #1/Spring Creek	0974
Phelps	31	35N	09W	2	0	2	Site #2/Spring Creek	1994
Pulaski	21	35N	12W	2	0	2	Site #3/Maude Nickles Creek	2051

This permit may be suspended or revoked upon violation of any or all of the conditions set forth in "The Land Reclamation Act," RSMo. 2001, or in such rules and regulations as are promulgated pursuant thereto by the Land Reclamation Commission.

IN WITNESS WHEREOF I have hereunto set my hand this 16th day of July 2004



DIRECTOR OF STAFF
Land Reclamation Commission

Permit No. 0849
Effective Date 08/07/2004
Expiration Date 08/06/2005

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JUL - 6 2004



MISSOURI DEPARTMENT OF NATURAL RESOURCES
LAND RECLAMATION COMMISSION
PERMIT RENEWAL FOR INDUSTRIAL MINERAL MINES

MISSOURI LAND

P.O. BOX 176
JEFFERSON CITY, MO 65102-0176

NAME OF CORPORATION, COMPANY, PARTNERSHIP OR INDIVIDUAL <i>Mathis Construction</i>		DATE <i>6-30-04</i>	
ADDRESS <i>23746 Co Rd 7630</i>	CITY <i>Newburg</i>	STATE <i>Mo</i>	ZIP CODE <i>65550</i>
CONTACT PERSON <i>Donald Mathis</i>		TELEPHONE NUMBER <i>573-435-6553</i>	

FEES: COMPLETE SECTION I OR SECTION II**SECTION I. Fees: Open pit operators and those mining more than 5,000 tons of sand and/or gravel:**

1. To compute the site fee complete the information below:

SITE NAME OR NUMBER (add a separate sheet for additional sites)	Mark each month that the site will be operated during the permit year	For sites operated less than six months per permit year pay \$150 For sites operated six months or more per permit year pay \$300
1.	Jan, Feb, Mar, Apr, May, Jun, Jul, Aug, Sep, Oct, Nov, Dec	\$
2.	Jan, Feb, Mar, Apr, May, Jun, Jul, Aug, Sep, Oct, Nov, Dec	\$
3.	Jan, Feb, Mar, Apr, May, Jun, Jul, Aug, Sep, Oct, Nov, Dec	\$
4.	Jan, Feb, Mar, Apr, May, Jun, Jul, Aug, Sep, Oct, Nov, Dec	\$
5.	Jan, Feb, Mar, Apr, May, Jun, Jul, Aug, Sep, Oct, Nov, Dec	\$
6.	Jan, Feb, Mar, Apr, May, Jun, Jul, Aug, Sep, Oct, Nov, Dec	\$
7.	Jan, Feb, Mar, Apr, May, Jun, Jul, Aug, Sep, Oct, Nov, Dec	\$
8.	Jan, Feb, Mar, Apr, May, Jun, Jul, Aug, Sep, Oct, Nov, Dec	\$
9.	Jan, Feb, Mar, Apr, May, Jun, Jul, Aug, Sep, Oct, Nov, Dec	\$
10.	Jan, Feb, Mar, Apr, May, Jun, Jul, Aug, Sep, Oct, Nov, Dec	\$
TOTAL SITE FEE		\$

2. Acreage Fee \$5 X _____ number of acres bonded\$

3. Annual Permit Fee\$ 500

4. Total Fee (Add totals from 1, 2 and 3)\$

NOTE: If Total Fee exceeds \$2,500.00 then pay only\$ 2,500

SECTION II. FEES: Sand or gravel operators mining less than 5,000 tons per year:

1. Annual Permit Fee\$ 300

SIGNATURE OF APPLICANT <i>Donald Mathis</i>	TITLE <i>owner</i>	DATE <i>6-7-2-04</i>
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Appeared before me this *02nd* day of *July*, 20 *04*.
to me personally known, who executed the above as their free acts and deeds.

NOTARY PUBLIC EMBOSSEER SEAL	STATE OF <i>Missouri</i>	COUNTY (OR CITY OF ST. LOUIS) <i>Phelps</i>
	SUBSCRIBED AND SWORN BEFORE ME, THIS <i>2nd</i> DAY OF <i>July</i> YEAR <i>2004</i>	USE RUBBER STAMP IN CLEAR AREA BELOW.
	NOTARY PUBLIC SIGNATURE <i>Thelma A. Lortz</i>	MY COMMISSION EXPIRES <i>12-29-05</i>
	NOTARY PUBLIC NAME (TYPED OR PRINTED) <i>Thelma A. Lortz</i>	

FOR DEPARTMENT USE ONLY: APPROVED BY <i>[Signature]</i>	DATE APPROVED <i>7.13.04</i>	PERMIT NUMBER <i>0849</i>	EXPIRATION DATE <i>8-6-05</i>
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MISSOURI DEPARTMENT OF NATURAL RESOURCES
LAND RECLAMATION COMMISSION
SITE INFORMATION FORM

RECEIVED
MAY 16 2000

MISSOURI LAND
RECLAMATION COMMISSION

To be completed for each separate area of disturbance associated with mining operations.

SITE NAME OR NUMBER <i>Spring Creek Site No 1</i>		PERMIT NUMBER <i>C849 TT 5-12-00</i>	
COMPANY NAME <i>Mathis Const.</i>			
COUNTY <i>Phelps</i>	1/4 SECTION <i>NW</i>	SECTION <i>6</i>	
TOWNSHIP <i>T34N Spring Creek</i>	RANGE <i>R9W</i>	ACRES <i>1</i>	
RIVER OR STREAM NAME (FOR IN-STREAM ACRES) <i>Spring Creek</i>			
MINERAL COMMODITY <i>Sand & Gravel</i>		ESTIMATED TONS/YEAR (FOR GRAVEL SITES) <i>Less than 5000 tons per year</i>	

NAME OF LANDOWNER (ATTACH LIST IF MORE THAN ONE) <i>Spring Creek Ranch Inc</i>		
ADDRESS <i>27180 Co Rd 6410</i>		
CITY <i>Edgar Springs,</i>	STATE <i>Mo</i>	ZIP CODE <i>65462</i>
SOURCE OF RIGHT TO MINE (CHECK ONE): <input type="checkbox"/> MINERAL DEED <input type="checkbox"/> WARRANTY DEED <input type="checkbox"/> OTHER (DESCRIBE): _____ <input checked="" type="checkbox"/> LEASE <input type="checkbox"/> VERBAL AGREEMENT		DATE OF AGREEMENT <i>12-31-99</i>

MINERAL RIGHTS OWNER (ATTACH LIST IF MORE THAN ONE) <i>Same As Above</i>		
ADDRESS		
CITY	STATE	ZIP CODE
SOURCE OF RIGHT TO MINE (CHECK ONE): <input type="checkbox"/> MINERAL DEED <input type="checkbox"/> WARRANTY DEED <input type="checkbox"/> OTHER (DESCRIBE): _____ <input type="checkbox"/> LEASE <input type="checkbox"/> VERBAL AGREEMENT		DATE OF AGREEMENT

NOTE: Each site must be shown on a map and be included in a public notice and an approved mine plan.



MISSOURI DEPARTMENT OF NATURAL RESOURCES
LAND RECLAMATION COMMISSION
SITE INFORMATION FORM

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SEP 12 2002

To be completed for each separate area of disturbance associated with mining operations.

SITE NAME OR NUMBER # 2		PERMIT NUMBER 0849	MISSOURI LAND RECLAMATION COMMISSION
COMPANY NAME Mathis Const			
COUNTY Phelps	1/4 SECTION -	SECTION 31	
TOWNSHIP Spring Creek (T35N)	RANGE 9 W	ACRES 2.0	
RIVER OR STREAM NAME (FOR IN-STREAM ACRES) Spring Creek			
MINERAL COMMODITY gravel		ESTIMATED TONS/YEAR (FOR GRAVEL SITES) under 5000 tons	

NAME OF LANDOWNER (ATTACH LIST IF MORE THAN ONE) Spring Creek Ranch Inc.		
ADDRESS 27180 Co Rd 6410		
CITY Edgar Springs	STATE Mo	ZIP CODE 65462
SOURCE OF RIGHT TO MINE (CHECK ONE): <input type="checkbox"/> MINERAL DEED <input type="checkbox"/> WARRANTY DEED <input type="checkbox"/> OTHER (DESCRIBE): _____		DATE OF AGREEMENT 1-1-2002
<input type="checkbox"/> LEASE <input checked="" type="checkbox"/> VERBAL AGREEMENT		

MINERAL RIGHTS OWNER (ATTACH LIST IF MORE THAN ONE) Same		
ADDRESS		
CITY	STATE	ZIP CODE
SOURCE OF RIGHT TO MINE (CHECK ONE): <input type="checkbox"/> MINERAL DEED <input type="checkbox"/> WARRANTY DEED <input type="checkbox"/> OTHER (DESCRIBE): _____		DATE OF AGREEMENT
<input type="checkbox"/> LEASE <input type="checkbox"/> VERBAL AGREEMENT		

NOTE: Each site must be shown on a map and be included in a public notice and an approved mine plan.



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RECLAMATION COMMISSION

TYPE OF PLAN
(CHECK ONE):

☐ SHORT TERM, FOR ONE PERMIT YEAR

☒ LONG TERM, FOR PERIOD THROUGH DATE:

Jan 1 - 2001

DESCRIPTION OF STREAM CONDITION PRIOR TO LAND RECLAMATION COMMISSION PERMITTING (BY APPLICANT OR PRIOR OPERATOR), INCLUDING BANK CONDITION, BANK VEGETATION AND WATER QUALITY.

The area to be mined involves a strip along Spring Creek west of County Road 6390. This section of the creek is dry except during heavy rains. It is bordered by pastureland. There is trees & vegetation along banks.

DESCRIBE METHODS USED TO REDUCE DAMAGE TO STREAM BANKS, SUCH AS PROTECTING BANK VEGETATION, IF APPLICABLE.

Excavations will not disturb original creek banks. Operator will maintain a 5 foot buffer zone between the excavation and stream bank vegetation.
TJ 5-17-00

DESCRIBE METHODS USED TO REDUCE DAMAGE TO STREAM ENVIRONMENTS, SUCH AS KEEPING ACTIVE MINING OPERATIONS ON GRAVEL BARS, RATHER THAN IN FLOWING WATER, AND KEEPING HAUL ROADS AWAY FROM FLOWING WATER, IF APPLICABLE.

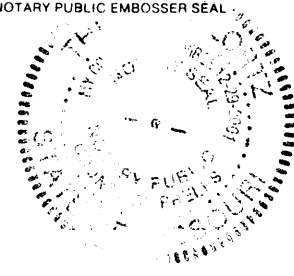
Gravel will be removed by gravel bars. This creek is dry part of the year. Gravel removal will not occur below the original water level. Gravel removal will occur on the top of the gravel bars.
TJ 5/17/00

Vegetation will not be disturbed.

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MAY 16 2000
MISSOURI LAND
RECLAMATION COMMISSION

By my signature, I attest to the following:

- 1) All statements made on this Mine Plan Form are correct, complete, and true, to the best of my knowledge.
- 2) I or the company I am authorized to represent intend(s) to mine in accordance with this Plan, and in accordance with the Missouri Land Reclamation Act, Sections 444.760 through 444.789, RSMo (Supp. 1990), and all rules, regulations, orders, decisions and permits of the Missouri Land Reclamation Commission pertaining to my company's surface mining operations.
- 3) I have a valid agreement with all landowners which gives me the right to grant access to the Director of the Missouri Land Reclamation Commission and his authorized representatives, and I grant such access, and further where I have no right to grant such access, I have attached signed affidavits from the landowners granting such access.

SIGNATURE OF APPLICANT ▶ <u>Ronald L. Mathis</u>		TITLE	DATE <u>4-14-00</u>
Appeared before me this <u>14th</u> day of <u>April</u> , <u>2000</u> , <u>Ronald L. Mathis</u> to me personally known, who executed the above as their free acts and deeds.			
	STATE OF <u>Missouri</u>		COUNTY (OR CITY OF ST. LOUIS) <u>Phelps</u>
	SUBSCRIBED AND SWORN BEFORE ME, THIS <u>14th</u> DAY OF <u>April</u> , <u>2000</u>		USE RUBBER STAMP IN CLEAR AREA BELOW.
	NOTARY PUBLIC SIGNATURE <u>Thelma A. Lortz</u>	MY COMMISSION EXPIRES <u>12-29-01</u>	THELMA A. LORTZ Notary Public – State of Missouri County of Phelps My Commission Expires Dec. 29, 2001
	NOTARY PUBLIC NAME (TYPED OR PRINTED) <u>Thelma A. Lortz</u>		
APPROVED BY (DIRECTOR'S REPRESENTATIVE) ▶ <u>Tim Than</u>		TITLE <u>LRSD</u>	DATE APPROVED <u>05-17-00</u>

N ↑

Mathis Constr.

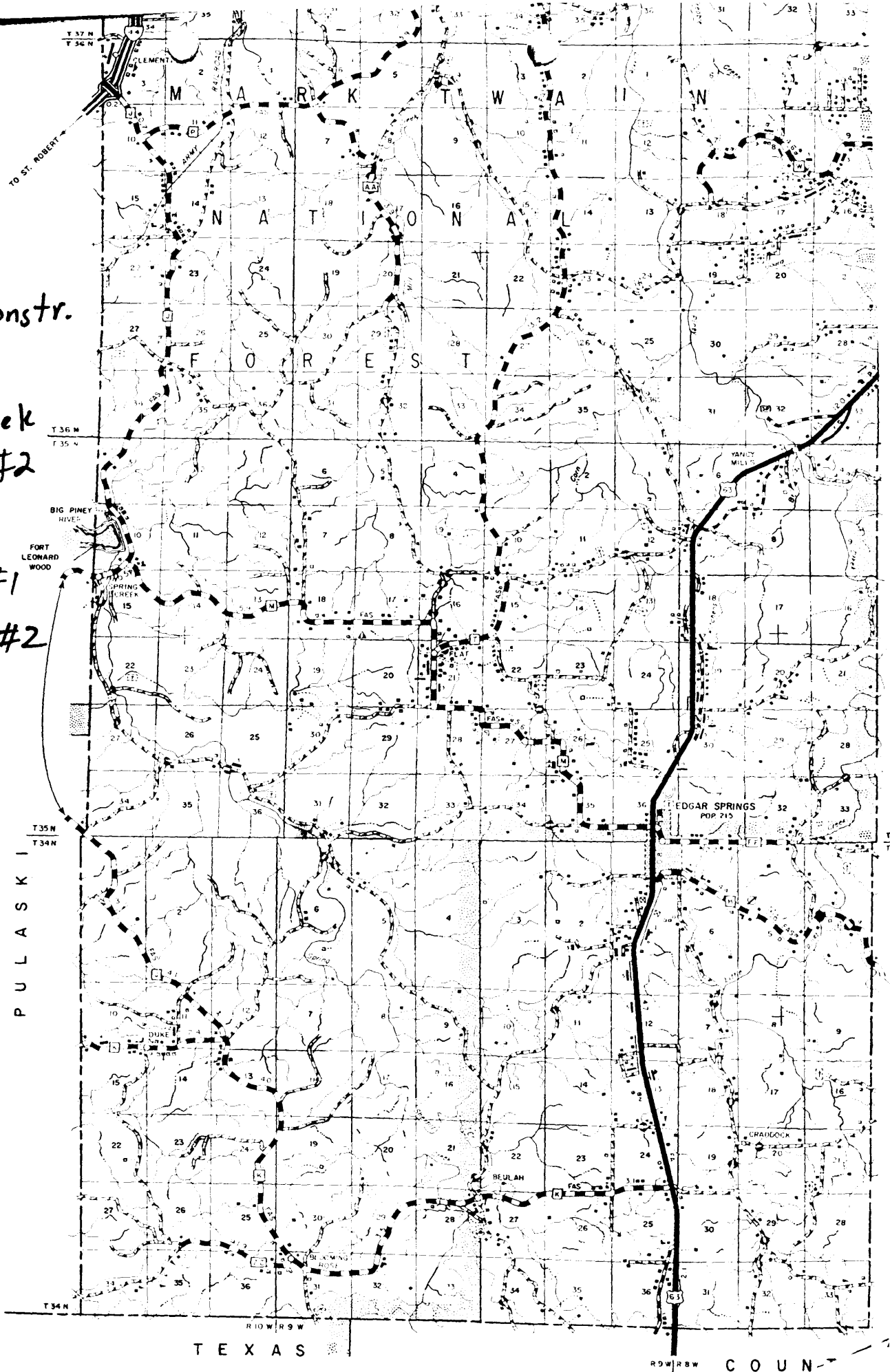
#0849

Spring Creek

sites #1, #2

- site #1

+ - site #2



B-434

T103

NT

Mathis Construction

Phelps Co.

S-6, 31, T-34N, R-9W - Spring Creek

#0849

4-1
T103

CR
6390
↓

Section 31

Section 6

N 48 E

N 48 E

N 48 E

2

32.3

- Site #1

B-238

- Site #2

T106

- County

road 6390

T103

B-618



MISSOURI DEPARTMENT OF NATURAL RESOURCES
LAND RECLAMATION COMMISSION
SITE INFORMATION FORM

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MAR 5 2004

MISSOURI LAND
RECLAMATION COMMISSION

To be completed for each separate area of disturbance associated with mining operations.

SITE NAME OR NUMBER 3		PERMIT NUMBER 0849	
COMPANY NAME Mathis Construction			
COUNTY Pulaski	1/4 SECTION 21	SECTION 21	
TOWNSHIP 35N	RANGE 12W	ACRES 2	
RIVER OR STREAM NAME (FOR IN-STREAM ACRES) 2.0 (unknown) Maude Nickles			
MINERAL COMMODITY Gravel & Sand		ESTIMATED TONS/YEAR (FOR GRAVEL SITES) - 5000	

NAME OF LANDOWNER (ATTACH LIST IF MORE THAN ONE) 4 J Land & Cattle Co.		
ADDRESS P.O. Box 308		
CITY Waynesville	STATE Mo	ZIP CODE 65583
SOURCE OF RIGHT TO MINE (CHECK ONE): <input type="checkbox"/> MINERAL DEED <input type="checkbox"/> WARRANTY DEED <input type="checkbox"/> OTHER (DESCRIBE): _____		DATE OF AGREEMENT 2-13-04
<input type="checkbox"/> LEASE <input checked="" type="checkbox"/> VERBAL AGREEMENT		

MINERAL RIGHTS OWNER (ATTACH LIST IF MORE THAN ONE) 4 J Land & Cattle		
ADDRESS P.O. Box 308		
CITY Waynesville, Mo	STATE mo	ZIP CODE 65583
SOURCE OF RIGHT TO MINE (CHECK ONE): <input type="checkbox"/> MINERAL DEED <input type="checkbox"/> WARRANTY DEED <input checked="" type="checkbox"/> OTHER (DESCRIBE): Deed of Trust		DATE OF AGREEMENT June 3-2003
<input type="checkbox"/> LEASE <input type="checkbox"/> VERBAL AGREEMENT		

NOTE: Each site must be shown on a map and be included in a public notice and an approved mine plan.



MISSOURI DEPARTMENT OF NATURAL RESOURCES

LAND RECLAMATION COMMISSION

STREAM PROTECTION PLAN - 10 CSR 40-10.020(2)(D)4.

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MISSOURI LAND
RECLAMATION COMMISSION

P.O. BOX 176
JEFFERSON CITY, MO 65102-0176

TYPE OF PLAN (CHECK ONE):

☐ SHORT TERM, FOR ONE PERMIT YEAR

☒ LONG TERM, FOR PERIOD THROUGH DATE:

COMPANY NAME Mathis Const.

DESCRIPTION OF STREAM CONDITION PRIOR TO LAND RECLAMATION COMMISSION PERMITTING (BY APPLICANT OR PRIOR OPERATOR), INCLUDING BANK CONDITION, BANK VEGETATION AND WATER QUALITY.

Photo's of proposed site are enclosed & the approximate 2 acres of creek where gravel is to be removed, is marked on the maps. The creek (Maude Nickles Creek) is normally dry most of the year. Pasture borders both sides of creek with some trees. There is an access that has been used in the past.

DESCRIBE METHODS USED TO RESTRICT DAMAGE TO STREAM BANKS OR STREAM BANK VEGETATION.

Excavation between stream banks will remove sand and gravel bars that are redirecting water to soil banks causing erosion. There will be no damage to trees or vegetation of the stream banks.

DESCRIBE METHODS USED TO MINIMIZE IMPACTS ON THE STREAM ENVIRONMENTS, CONFINING ACTIVE MINING OPERATIONS TO THE GRAVEL BARS RATHER THAN FLOWING WATER AND RESTRICTING HAUL ROADS THROUGH FLOWING WATER

This is normally a dry creek. There is already an access to the creek.

Creek is dry most of the year. Gravel & sand removal will be done during that time. Vegetation along stream banks will be protected.

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MISSOURI LAND
RECLAMATION COMMISSION

By my signature, I attest to the following:

- 1) All statements made in this Stream Protection Plan form are correct, complete and true to the best of my knowledge.
- 2) I or the company I am authorized to represent intend(s) to protect the stream environment and remove sand and gravel in accordance with this plan, and in accordance with *The Land Reclamation Act* Sections 444.760 through 444.790, RSMo (Supp. 2001), and all rules, regulations, orders, decisions, and permits of the Missouri Land Reclamation Commission pertaining to my company's surface mining operation.
- 3) I have a valid agreement with all landowners which gives me the right to grant access to the Director of the Missouri Land Reclamation Commission and his authorized representatives, and I grant such access, and further where I have no right to grant such access, I have attached signed affidavits from the landowners granting such access.

SIGNATURE OF APPLICANT <i>Donald M. Mack</i>		TITLE <i>Owner</i>		DATE <i>2-27-04</i>	
NOTARY PUBLIC EMBOSSEER SEAL	STATE <i>Missouri</i>		COUNTY (OR CITY OF ST. LOUIS) <i>Phelps</i>		
	SUBSCRIBED AND SWORN BEFORE ME, THIS <i>27th</i> DAY OF <i>February</i> 20 <i>04</i>		USE RUBBER STAMP IN CLEAR AREA BELOW THELMA A LORTZ NOTARY PUBLIC STATE OF MISSOURI PHELPS COUNTY MY COMMISSION EXP. DEC. 29.2005		
	NOTARY PUBLIC SIGNATURE <i>Thelma A. Lortz</i>				
	NOTARY PUBLIC NAME (TYPED OR PRINTED) <i>Thelma A. LORTZ</i>				
MY COMMISSION EXPIRES <i>12-29-05</i>					
FOR DEPARTMENT USE ONLY: APPROVED BY <i>[Signature]</i>		DATE APPROVED <i>3-11-04</i>		PERMIT NUMBER <i>0849</i>	

Four J Land & Cattle
P.O. Box 308
Waynesville, mo 65583

F 48
T 639

Map of 48 MATH'S CONSTRUCTION
0849
MAUDE NICKLES SITE #3
2 ACRES

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MAR 5 2004

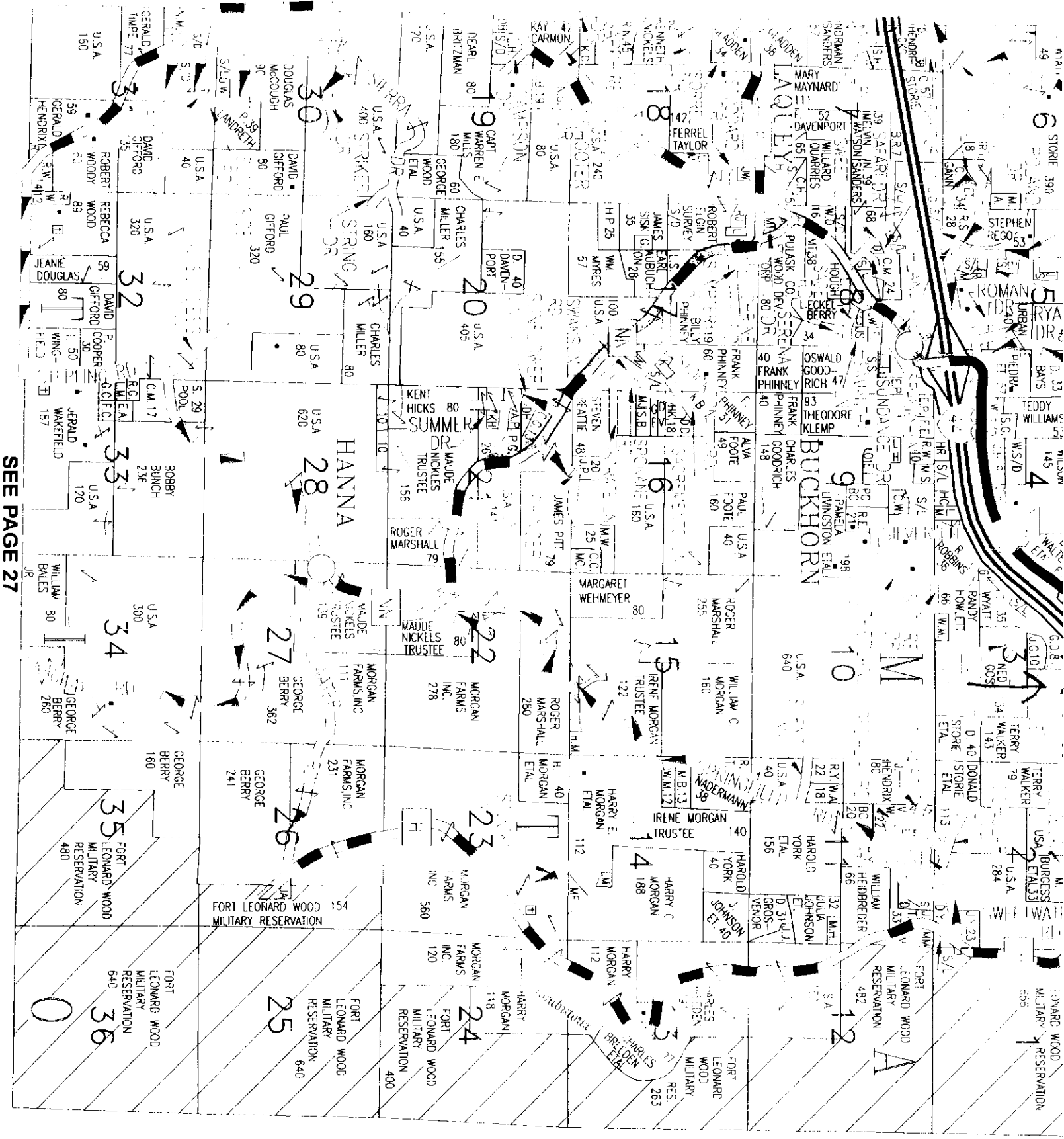
MISSOURI LAND
RECLAMATION COMMISSION

Map Printed: Aug 29, 2003

PULASKI COUNTY S-21, T-35N, R-12W

MATHIS Can 34miller Permit 0849
MAUDZ NICKLES SITE #3

SEE PAGE 22



SEE PAGE 27

SEE PAGE 24

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MISSOURI LAND RECLAMATION COMMISSION



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**308 Historic Rt. 66
Waynesville, MO 65583**

T36N R13W Page18	T36N R12W Page19	T36N R11W Page20	T36N R10W Page21
T37N R13W Page14	T37N R12W Page15	T37N R11W Page16	T37N R10W Page17
T38N R13W Page18	T38N R12W Page19	T38N R11W Page20	T38N R10W Page21
T39N R13W Page22	T39N R12W Page23	T39N R11W Page24	T39N R10W Page25
T40N R13W Page26	T40N R12W Page27	T40N R11W Page28	T40N R10W Page29